

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	George H. Forman	§	Art Unit:	2162
		§		
Serial No.:	10/654,821	§	Confirmation No.:	5191
		§		
Filed:	September 4, 2003	§	Examiner:	Brent S. Stace
		§		
For:	Determining Point-of-Compromise	§	Atty. Dkt. No.:	200309653-1 (HPC.0329US)
		§		

**Mail Stop Appeal Brief-Patents**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT**  
**APPEAL BRIEF MAILED SEPTEMBER 16, 2009**

Dear Sir:

In reply to the Notification of Non-Compliant Appeal Brief mailed September 16, 2009, a Second Amended Appeal Brief is attached herewith. Claim 12 has been amended to make this claim consistent as amended in the last entered amendment filed June 13, 2006.

Withdrawal of the Notification of Non-Compliant Appeal Brief is respectfully requested.

The Commissioner is authorized to charge any additional fees and/or credit any overpayment to Deposit Account No. 08-2025 (200309653-1).

Respectfully submitted,

Date: September 23, 2009

/Dan C. Hu/  
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